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5 **UNITED STATES DISTRICT COURT**  
6 **DISTRICT OF NEVADA**  
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8 JIMMY DOWNS,

9 Plaintiff,

10 v.

11 M. FERRIOLO, et al.,

12 Defendants.  
13  
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-CV- JCM ()

15 **ORDER**

16 Presently before the court is defendant's motion to voluntarily withdraw (doc. #14) the  
17 motion to dismiss (doc. #8) following plaintiff's filing of a first amended complaint (doc. #13).

18 Good cause appearing,

19 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendant's motion to  
20 withdraw the motion to dismiss (doc. #14) be, and the same hereby is, GRANTED.

21 DATED June 21, 2011.  
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24 **UNITED STATES DISTRICT JUDGE**  
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